

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Hilton A. Salhanick and Joachim Hourihan  
Serial No. : Not Yet Known  
Filed : July 26, 2001  
For : METHODS FOR DIAGNOSING THYROID CONDITIONS  
AND FOR MONITORING THYROXINE THERAPY

1185 Avenue of the Americas  
New York, New York 10036  
July 26, 2001

Assistant Commissioner for Patents  
Washington, D.C. 20231  
ATTN: Box Patent Applications

SIR:

**PRELIMINARY AMENDMENT**

Please amend the subject application as follows:

**In the claims:**

Please cancel claims 3-8, 12-16, 20-24, 28-32, 36-40, 43-46, 49-53, 56-59, 62-66, 69-73, 77-80, 84-87, and 89-93 without prejudice or disclaimer to applicants' right to pursue the subject matter of these claims in a later-filed application. Please also amend claim 88 under the provisions of 37 C.F.R. § 1.121(c) as follows. A marked up version of amended claim 88 wherein the deleted material is in brackets and the inserted material is underlined is attached hereto as **Exhibit A**:

--88. (Amended) A method of monitoring a subject being treated with thyroxine and ensuring that the subject receives the proper dosage of thyroxine which comprises:

- (a) determining whether the subject is receiving the proper dosage of thyroxine the method of claim

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- (b) adjusting the dosage if it is determined that the subject is not receiving the proper dosage;
- (c) repeating steps (a) through (b) throughout the course of the treatment;

thereby monitoring the subject being treated with thyroxine and ensuring that the subject receives the proper dosage of thyroxine.--

**Remarks:**

Claims 1-93 are pending in the subject application. Applicants have herein canceled claims 3-8, 12-16, 20-24, 28-32, 36-40, 43-46, 49-53, 56-59, 62-66, 69-73, 77-80, 84-87, and 89-93 without prejudice or disclaimer to their right to pursue the subject matter of these claims in a later-filed application and amended claim 88. This amendment does not involve any issue of new matter. Therefore, entry of this amendment is respectfully requested such that claims 1-2, 9-11, 17-19, 25-27, 33-35, 41-42, 47-48, 54-55, 60-61, 67-68, 74-76, 81-83 and 88 will be pending.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorneys invites the Examiner to telephone either of them at the number provided below.

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No fee, other than the enclosed fee of \$909.00, which includes the \$355.00 filing fee and the \$554.00 fee for additional claims, is deemed necessary in connection with the filing of this Preliminary Amendment. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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